

**Board of Public Works and Safety
Regular Meeting Minutes
September 15, 2014**

The regular meeting of the Board of Public Works and Safety of the City of Franklin, Indiana was called to order at 5:00 p.m. at City Hall, 70 E. Monroe Street, with Mayor Joseph E. McGuinness presiding. Board members Stephen Barnett and Bob Swinehamer answered roll call.

Chief of Police Tim O’Sullivan, Fire Chief John Henderson, Parks Department Assistant Superintendent Rocky Stultz, Sewer Billing Office Manager Sherry Phillips, DPW Superintendent Rick Littleton, Community Development Director Krista Linke, City Engineer Travis Underhill, Street Commissioner Brett Jones, Clerk Treasurer Janet Alexander, Records Clerk Kristi Bruther, and City Attorney Lynnette Gray were also in attendance.

Mayor McGuinness led the Pledge of Allegiance.

Public Comments

Mr. Marty Williams of Discover Downtown Franklin appeared before the Board to express gratitude for the City’s support and resources for the Beer and Bluegrass Festival.

Mr. Tom McMurray, a former resident of Franklin, appeared before the Board to express concern with the current truck route. He explained that his son is a semi-truck driver that travels through Franklin on the way home. He also communicated concern with the timing of lights on U.S. 31 in front of the Kroger complex, on the west side of town. Mayor McGuinness explained that the intersection at Commerce Drive is on the State of Indiana’s five year plan and the State has recently stated that they would be working at this intersection within the next three to four years. A discussion was held.

Consent Agenda

Mayor McGuinness presented the consent agenda for approval.

1. Approval of Minutes from meeting held August 18, 2014
2. Board of Works Claims.
 - Payroll in the amount of \$321,208.22
 - Pension Payroll in the amount of \$58,396.72
 - Payroll missed Overtime in the amount of \$618.96
 - BOW Utilities in the amount of \$58,270.44
 - Sewer Utilities in the amount of \$26,405.32
 - RDC Contracts/Utilities in the amount of \$514,971.46
 - #083014 Sewer Utilities in the amount of \$47.35
 - #082914 BOW Utilities in the amount of \$9,247.47
 - #082614 RDC Contracts/Utilities in the amount of \$12,698.10

- Payroll in the amount of \$310,248.88
- Pool Party Rentals in the amount of \$2,970.00
- #090214 IHCD Housing Grant in the amount of \$65,131.40
- #090614 Sewer Utilities in the amount of \$25,750.77
- #090514 BOW Utilities in the amount of \$50,809.29
- #090314 RDC Contracts/Utilities in the amount of \$16,162.11
- #091414 Sewer Utility General Obligations in the amount of \$14,817.74
- #091514 BOW General Obligations in the amount of \$99,995.46
- #091214 BOW Utilities in the amount of \$50,002.45
- #091314 Sewer Utility-Utilities in the amount of \$767.19

Mr. Barnett made a motion to approve the consent agenda as presented, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

Old Business

Acceptance of Bid from Cornett Roofing for Roof Replacement at Fire Station #21

City Attorney Gray explained that the amount of the insurance monies for the replacement is less than \$16,000. The total contract amount is \$68,500; therefore, an additional appropriation is being presented to the Council at the September 15, 2014 meeting. No further action is required by the Board.

New Business

Request Noise Variance for Band at St. Rose Fall Festival

Mr. Aaron Shaw was not present. Mayor McGuinness explained that this is an annual request. The festival is scheduled for September 27, 2014 from 8:00 a.m. to 11:00 p.m. Senior Planner Meyers appeared before the Board as a member of St. Rose to explain that the noise variance is for the band; in case it played later than 10:00 p.m. Mr. Swinehamer made a motion to approve the request, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Request Noise Variance for Live Band at Grill Bar through October

Ms. Erin Ludwig, representative from Grill Bar, appeared before the Board to request noise variances for outdoor bands through the end of October. She explained that the Grill Bar was originally given permission for six dates through August, but the weather has caused three of them to be cancelled. Mr. Swinehamer made a motion to approve the request, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried.

Request Permission to hold the 6th Annual Run for Rex 5k

Mr. Colin Riessen appeared before the Board to request permission to hold the 6th Annual Run for Rex 5k on November 8, 2014 at 3:00 p.m. Mayor McGuinness, made a motion to approve the request, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried.

Request Street Closure for Trick Your Trunk - Saturday, October 25

Parks Assistant Superintendent Stultz presented a request for street closures to host Trick Your Trunk in front of the Artcraft on October 25, 2014 from 4:30 p.m. to 7:30 p.m. Mr. Barnett, made a motion to approve the request, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

Request to Trade in Leaf Collector and Accept Quote for Replacement

Street Superintendent Jones presented a request to declare two leaf collectors surplus and allow the trade-in of said leaf collectors. Mayor McGuinness, made a motion to declare the leaf collectors surplus, to allow the trade-in, and to supply the serial numbers to the Clerk-Treasurer's Office, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried. Mayor McGuinness, made a motion to accept the quote for the replacement, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

Request to Declare Fire Department "Turn Out" Gear Surplus & to Donate to Central 9 Fire Class

Fire Chief Henderson presented a request to declare "turn out" gear surplus and donate to Central 9 Fire Class. Mr. Barnett, made a motion to approve the request, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

Request Acceptance of Earthwork & Paving Inspection Service Agreement & Storm & Sanitary Sewer Inspection Service Agreement for Homesteads at Hillview, Section 2

Senior Planner Myers appeared before the Board to request acceptance of Earthwork & Paving Inspection Service Agreement & Storm & Sanitary Sewer Inspection Service Agreement for Homesteads at Hillview, Section 2. Mr. Barnett, made a motion to approve the request, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

Request Approval of Drainage Easement & Right-of-Way for Homesteads at Hillview Section 2

Senior Planner Myers appeared before the Board to request approval of drainage Easement and right-of-way for Homesteads at Hillview Section 2. Mr. Barnett, made a motion to approve the request, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

Agreement to Provide Banking Services from Umbaugh Cash Advisory Services, LLC

Clerk-Treasurer Alexander presented an agreement to provide banking services from Umbaugh Cash Advisory Services, LLC. The fees will not exceed \$8,500 and will be paid through the Clerk-Treasurer's Office budget. Mr. Swinehamer made a motion to approve the request, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried.

Dave O'Mara Contractor, Inc. Change Orders 1 & 2 for Water, Monroe Streets, & Home Avenue Improvement Projects

City Engineer Underhill presented change order #1 in the amount of \$7,637.50 for storm water repairs and change order #2 in the amount of \$29,527.72 for electrical work for Water Street, Monroe Street and Home Avenue Improvement Projects. Mr. Underhill explained that there are still monies within the original appropriation for these changes. Mr. Barnett, made a motion to approve the change orders and to authorize the Mayor to

sign, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

CrossRoad Engineers, P.C. Change Orders 3 through 8 for North Main Street Phase 2

Reconstruction Project - City Engineer Underhill presented change orders #3 through #8 for the North Main Street Phase 2 Reconstruction Project. City Engineer Underhill explained that the project was more expensive than the original estimates, in which he explained that the first two change orders were for reductions. City Engineer Underhill explained that the City's portion of any change orders that are considered FHWA participating change order is 20% with the remaining 80% paid by the State. Change Order #3 is \$0, but is required by INDOT. Change Order #4 is for the majority of additional work for the additions at the Village Pantry corner. This is a FHWA participating change order and the City's portion is \$23,169.24. Change Order #5 is for construction engineering work and is not a FHWA participating change order. Therefore, the City is responsible for 100% of the amount, equaling \$1,966.25. Change Order #6 is for stump removal for utility construction and is a FHWA participating change order. The City's portion is \$415.36. Change Order #7 is for sewer work and is a FHWA participating change order in which the City's portion is \$265.17. Change Order #8 is also for sewer work and is a participating FHWA change order, in which the City's portion is \$341.00. The total amount of the change orders equals \$26,157.02. City Attorney Gray explained that this is within the allotted 20% change order amount. Mr. Swinehamer, seconded by Mr. Barnett, made a motion to approve change orders 3-8 and authorize the Mayor to sign. A voice vote was taken with all members stating aye. The motion carried.

Board of Works Resolution No.: 14-05 Approving an Interlocal Agreement Regarding a Downtown Parking Study Between Johnson County, Indiana and the City of Franklin, Indiana

- City Attorney Gray explained that the City is partnering with the County in a parking study that requires a Resolution and Interlocal Agreement. Mr. Barnett, seconded by Mr. Swinehamer, made a motion to approve Resolution 14-05. A voice vote was taken with all members stating aye. The motion carried. Mayor McGuinness, made a motion to approve the Interlocal Agreement, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried.

Professional Services Agreement with Walker Parking Consultants/Engineers, Inc. for a Parking Study

- City Engineer Underhill presented the professional services agreement with Walker Parking Consultants/Engineers, Inc. for the parking study. Mr. Barnett, made a motion to approve services agreement, seconded by Mr. Swinehamer. A voice vote was taken with all members stating aye. The motion carried.

Board of Works Budgetary Resolution No.: 14-01 - Authorizing a Transfer Between Major Series MS4 Capital 400 to MS4 Services 300 in the amount of \$2,500

- Clerk-Treasurer Alexander presented Budgetary Resolution 14-01 to authorize a transfer between MS4 Capital 400 to MS4 Services 300 in the amount of \$2,500. Mr. Swinehamer, made a motion to approve, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried.

Other Business

Request to File Liens for Unkempt Property Violations

Clerk-Treasurer Alexander presented a request to file liens for unkempt property violations. Mr. Barnett, seconded by Mr. Swinehamer, made a motion to approve. A voice vote was taken with all members stating aye. The motion carried.

Department Reports / Staff Reports

Mayor McGuinness, seconded by Mr. Barnett, made a motion to authorize Halloween trick or treating for the City of Franklin on October 31, 2014, from 6:00 p.m. to 9:00 p.m.

Adjournment

As there was no further business to come before the Board of Works, a motion and a second were made to adjourn at 5:42 p.m.

Respectfully submitted,

Janet P. Alexander, Clerk-Treasurer
Enrolled: 10/02/2014

Attest:

Joseph McGuinness, Mayor

Janet P. Alexander, Clerk-Treasurer